

PROPOSED REGULATION TEXT: (underlined)

California Code of Regulations Section 3699. Low Gross Exemptions.

(a) For the calendar reporting year, a single operator or mining company may file with the Office of Mine Reclamation of the Department of Conservation, a written request for an exemption from the method of fee assessment set forth in Section 3698. Neither the State, nor any county, city, district or other political subdivision shall be eligible for an exemption under this Section. A request for an exemption must be filed on a form (Low Gross Exemption Fee Request, Form MRRC-4L) supplied by the Department of Conservation and received by the Department of Conservation by July 1 following the calendar reporting year. The Department of Conservation shall grant the exemption if information submitted and confirmed by the annual report form and approved reclamation plan, clearly demonstrates that the operation meets the following criteria:

Form MRRC-4L (Exhibit A) states "Non-Governmental operators with only one surface mining operation in the State (operation must be active or idle) which had a gross income of less than \$100,000 for the 2009 reporting period may qualify for a reduced reporting fee of \$467, if answers to ALL of the following questions are "YES", and this form is submitted by July 1, 1010.

NOTE

Authority: Sections 2755 and 2207, Public Resources Code. Reference: Sections 2755 and 2207, Public Resources Code